

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

DUANE DONALD BELGARDE,

No. C 07-3348 WHA (PR)

Petitioner,

**DENIAL OF LEAVE TO PROCEED
IN FORMA PAUPERIS**

v.

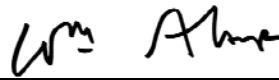
CMF Warden SUZAN L. HUBBARD,

Respondent.

In view of the balance in petitioner's inmate trust account, his motion for leave to proceed in forma pauperis ("IFP") (document 4 on the docket) is **DENIED**. His earlier motion to proceed IFP (document 2) is **DENIED** as moot. Petitioner shall pay the five-dollar filing fee within thirty days from the date this order is entered or this case will be dismissed.

IT IS SO ORDERED.

Dated: August 2, 2007.



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE